

CALIFORNIA HORSE RACING BOARD  
1010 HURLEY WAY, SUITE 300  
SACRAMENTO, CA 95825



## **REPORT OF THE BOARD OF STEWARDS**

**LOS ANGELES TURF CLUB, INC.**

**SANTA ANITA PARK**

### **To the California Horse Racing Board**

Honorable Edmund G. Brown Jr., Governor  
Honorable Chuck Winner, Chairman  
Honorable George Krikorian, 1<sup>st</sup> Vice Chairman  
Honorable Madeline Auerbach, 2<sup>nd</sup> Vice Chairman  
Honorable Jesse H. Choper, Member  
Honorable Araceli Ruano, Member  
Honorable Alex Solis, Member  
Rick Baedeker, Executive Director  
Jacqueline Wagner, Assistant Executive Director  
Darrel McHargue, Chief Steward

**Week 4 – Thursday, May 4, 2017 – Sunday, May 7, 2017**

### **MONDAY**

5/1/17<sup>1</sup>

### **MUDARIS FORMAL HEARING CASES 16DM088, 16DM089**

The CHRB filed the following two separate cases against trainer Mike Mudaris for violation of CHRB rules 1843 (a)(d) (Medication, Drugs and Other Substances), 1843.1 (a)(b) (Prohibited Drug Substances) and 1887 (Trainer or Owner to Insure Condition of Horse) 1844 (f)(4) (Authorized Medication).

On August 12, 2016 the horse "Iancol" who finished fifth in the third race at Del Mar Race Track whose post race sample DM13179 was found to contain the Class 3 drug "Sildenafil" (12 ng/ml and Dexamethasone (2,536 ng/ml), Dexamethasone permitted level (5 ng/ml). "Sildenafil" is a class "3" violation with a penalty "A" classification, (case #16DM088).

On August 12, 2016 the horse "Shakeitupbetty" who finished fifth in the fourth race at Del Mar Race Track whose post race sample DM13181 was found to contain the Class 3 drug "Sildenafil" (5.2 ng/ml) in the urine.. This is a class "3" violation with a penalty "A" classification, (case #16DM089).

Present before the BOS were court reporter Michelle Derieg, counsel for the CHRB from the Attorney General's Office- Michael Yi, CHRB Staff Counsel Philip Laird was present to assist and counsel for the Respondent, Roger Diamond.

The hearing was opened and the following witnesses were sworn in and testified. Vet Assistant Gilbert Ruano, Evidence Clerk Sergio Chavez, U. C. Davis Chief Chemist Scott Stanley (expert witness), CHRB Equine Medical Director Dr. Rick Arthur and CHRB Investigator Jim Hamilton testified. Respondent's expert witness, Dr. Joseph Bertone, Professor of Equine Medicine, Western University, Pomona, California testified out of order due to travel arrangements. The hearing was closed due to time constraints and continued to May 22, 2017.

**WEDNESDAY**5/3/17<sup>1</sup>**DARK DAY DUTIES**

Entries for Saturday, May 6, and scratches for Thursday, May 4 were supervised by Steward Grant Baker.

**THURSDAY**5/4/17<sup>1</sup>**FINANCIAL COMPLAINTS**

The following financial complaints listed below were paid and the cases were withdrawn.

**BLACK CASE 17SA100**

A financial complaint was filed against owner Elliston Black in the amount of \$12,144.00 for trainer Michael Machowsky.

**KAGELE BROTHERS INC. CASE 17SA0089**

A financial complaint was filed against owner Kagele Brothers, Inc. in the amount of \$287.00 for vendor K C Horse Transport.

**KEMPER CASE 17SA088**

A financial complaint was filed against owner Kerry Kemper in the amount of \$976.00 for practicing veterinarian Karen Valko.

5/4/17<sup>2</sup>**GOMEZ RULING**

The following ruling was issued after Mr. Gomez was informed of the penalty for not having his entrant properly shod for a turf race.

**RULING LATS #142**

Trainer RUEBEN GOMEZ, who started the horse FIRST CLASS BOY in the first race at Santa Anita Park on April 30, 2017 is fined TWO HUNDRED DOLLARS (\$200.00)\* for violation of California Horse Racing Board rule #1853 (Examination Required – Improperly shod).

5/4/17<sup>3</sup>**ARROYO RULING**

The following ruling was issued after the BOS reviewed the incident in the ninth race on Sunday which involved a disqualification (ref 04-30-17 (2)). Mr. Arroyo called at 10:30 AM this morning and stated he could not get to the Steward's office in time for the review. He was instructed to send a representative. After no one appeared by 11:00 AM, which is the cut off time for jockey reviews, the BOS reviewed the race and in a unanimous decision issued the following ruling. Mr. Arroyo, entering the first turn continued to drop inward from the eleven post and was not clear of a horse to his inside causing that one to check hard.

**RULING LATS #143**

Jockey NORBERTO ARROYO, JR., who rode BUCKYS PICK in the ninth race at Santa Anita Park on April 30, 2017 is suspended for FIVE (5) racing days (May 14, 18, 19, 20 and 21, 2017) for crossing over without sufficient clearance after leaving the starting gate and causing interference resulting in the disqualification of his mount from third to sixth position. This constitutes a violation of California Horse Racing Board rule #1699 (Riding Rule – Careless Riding – second offense in last sixty days).

Pursuant to California Horse Racing Board rule #1766 (Designated Races), the term of suspension shall not prohibit participation in designated races in California.

5/4/17<sup>4</sup>**VOIDED CLAIMS**

After an examination of #8 Dressed in Prada in the sixth was examined by Official Veterinarian Tim Grande, the horse was declared unsound and was placed on the Veterinarian's List. The claim was voided and the horse returned to the stable of Janet Armstrong.

5/4/17<sup>5</sup>**DECLARATIONS, CHANGES AND REFUNDS**

1st race                      #2 SCATTAGIRL (Tr. L. Powell) S. Elliot replaced K. Desormeaux (agent error)  
Refund \$89.04

2nd race No Changes; Refund \$30.00  
 3rd race #5 BRANDY (Tr. J. Hollendorfer) Veterinarian-sick-Dr. Stead  
 Refund \$290.10; Minus Pool \$14,743.16  
 4th race #4 TEMPLAR (Tr. A. Aquino) claimed by Tr. L. Ruiz. Refund \$48.00.  
 5th race #1 CLASSIC RULER (Tr. J. Hollendorfer) DNF-euthanized. Refund \$73.00.  
 6th race #1 MAJESTIC DIVA (Tr. L. Barocio) Veterinarian-sick-Dr. Grande  
 #3 MAGICALHIC (Tr. L. Bradvica) Veterinarian-sick-Dr. Stead  
 #8 DRESSED IN PRADA (Tr. J. Armstrong) claimed by Tr. F. Souza **VOID**  
 Refund \$983.98  
 7th race No Changes; Refund \$19.00  
 8th race #9 KONA DREAMS (Tr. G. Papaprodromou) claimed by Tr. B. Spawr.  
 Refund \$225.48

5/4/17<sup>6</sup>**DAILY ATTENDANCE & HANDLE**

On track	3,071	\$537,652.70
SCOTWinc	3,744	\$1,236,184.60
Out of state + ADW	N/A	\$4,076,279.90
Total	6,815	\$5,850,117.20

**FRIDAY**5/5/17<sup>1</sup>**GASPER RULING**

The following ruling was issued after Mr. Gasper failed to appear for the scheduled hearing.

**RULING LATS #144**

Pari-mutuel Employee/Owner ROBERT GASPER, having failed to respond to a complaint alleging violation of California Horse Racing Board Rule #1876 (Financial Responsibility – Santa Anita Park \$7,500.00) and #1877 (Checks) is suspended for violation of California Horse Racing Board rule #1547 (Failure to Appear).

During the term of suspension, all licenses and license privileges of ROBERT GASPER are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend and Fine) ROBERT GASPER is denied access to all premises in this jurisdiction.

5/5/17<sup>2</sup>**PEGRAM RULING**

The following ruling was issued after Mr. Pegram was informed of the penalty.

**RULING LATS #145**

Jockey Agent JAMES R. PEGRAM is fined TWO HUNDRED DOLLARS (\$200.00)\* for violation of California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – failure to conduct business in a proper manner - failure to remove jockey by scratch time) on May 3, 2017 at Santa Anita Park.

5/5/17<sup>3</sup>**BEJARANO RULING**

The following ruling was issued after Mr. Bejarano's attorney Bing Bush Jr. informed the CHRB in Sacramento that he was dropping the appeal.

**RULING LATS #146**

Having received notice from the California Horse Racing Board that the appeal of LATS ruling #114 (April 1, 2017) has been withdrawn, the original ruling is reinstated. Jockey RAFAEL BEJARANO is suspended for THREE (3) racing days (May 12, 13 and 14, 2017).

5/5/17<sup>4</sup>**JOCKEY FILM REVIEW**

Santiago Gonzalez met with the BOS to review the ninth race on Sunday, April 30. Israel Ocampo translated the review for Mr. Santiago. After the start of the mile event, Mr. Gonzalez angled inward without being clear of two horses to his inside. He stated he was intimidated by a horse to his outside dropping inward quickly. In a majority vote Mr. Gonzalez received a warning, Steward Sawyer felt a three day suspension was the appropriate penalty.

Corey Nakatani also met with the BOS to review the fifth race to adjudicate a possible crop violation and a drift and bump near the wire. When Mr. Nakatani used his crop four times consecutively, his mount drifted out into a horse on his outside, leaving the impression that the overuse of the crop actually led to the interference. In a majority vote he received a warning for the drift, Steward Chaney voted for a three day suspension. The following ruling was issued for the crop violation.

**RULING LATS #147**

Jockey COREY NAKATANI is fined THREE HUNDRED DOLLARS (\$300.00)\* for violation of California Horse Racing Board Rule 1688 (b)(6) (Use of Riding Crop – more than three times in succession without giving the horse a chance to respond – third offense in last 60 days), during the fifth race at Santa Anita Park on May 4, 2017 (last offense on April 28, 2017).

5/5/17<sup>5</sup>

**D'AMATO RULING**

The following ruling was issued after Mr. D'Amato entered his horse pursuant to rule 1634 (Claiming Option Entry) to not run for a claiming price after a 180 day lay off. The day after entries, Assistant Racing Secretary Zac Soto realized the entrant was 12 days short of the 180 day time requirement. There was no claiming price listed on the overnight or DRF but the error could be corrected for the official program. The Stewards believed that the two possible remedies were to scratch the horse (five horse field) or let it run for the claiming price and penalize the trainer. The majority felt there was no rule violation and therefore favored allowing the horse to remain in the race as the claiming price would be on the program. Steward Chaney felt it would be cleaner to scratch the horse as the no claim option was already on the overnight and in the DRF.

**RULING LATS #148**

Trainer PHILIP D'AMATO is fined TWO HUNDRED dollars (\$200.00)\* pursuant to California Horse Racing Board rule #1634 (Claiming Option Entry – horse ineligible for the claiming option entry) in the second race on May 5, 2017 at Santa Anita Park.

5/5/17<sup>6</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

1st race	No Changes; Refund \$1,502.71
2nd race	#4 INDIVIDUAL DESIGN (Tr. J. Brocklebank) Veterinarian-sick-Dr. Stead Refund \$2,046.02
3rd race	#2 MANDY D (Tr. P. Gallagher) Veterinarian-injured-Dr. Grande Refund \$1,569.83; Minus Pool \$2,899.92
4th race	#6 JUANSAGAIN (Tr. R. Baltus) claimed by Tr. P. Miller. Refund \$0; Minus Pool \$484.70
5th race	No Changes; Refund \$40.60
6th race	#1 CINNAMON TOAST (Tr. B. Grayson) Veterinarian-injured-Dr. Grande Refund \$446.96
7th race	#5 GYPSY TREASURE (Tr. S. Gonzalez) Veterinarian-sick-Dr. Stead. Refund \$972.69
8th race	#5 SMOKEY IMAGE (Tr. C. Gaines) Veterinarian-sick-Dr. Stead Refund \$1,014.00; Minus Pool \$530.61
9th race	#1 ON DRAFT (Tr. A. Marquez) T. Pereira replaced N. Arroyo (sick), claimed by Tr. V. Cerin #4 AWESOME RETURN (Tr. P. Eurton) claimed by Tr. R. Ellis #6 MEXICAN GROOVE (Tr. K. Mulhall) Veterinarian-injured-Dr. Grande #10 MISSION (Tr. M. McCarthy) claimed by Tr. P. Miller. Refund \$1,429.76.

5/5/17<sup>7</sup>

**DAILY ATTENDANCE & HANDLE**

On track	4,060	\$884,627.40
SCOTWinc	7,019	\$2,184,055.40
Out of state + ADW	N/A	\$5,180,472.93
Total	11,079	\$8,249,155.73

**SATURDAY**  
5/6/17<sup>1</sup>

### **JOCKEY FILM REVIEW**

Apprentice Austin Solis met with the BOS to review the fifth race yesterday. Mr. Solis in the stretch run of the mile race, shifted out causing a horse to his outside to reposition. This action was not penalty worthy, but Mr. Solis was cautioned to be more aware in the future. He stated he would.

Chantal Sutherland met with the Stewards to review the fifth race Thursday and the ninth race yesterday. After a review, it was a unanimous decision that she violated the crop rule Thursday, but in a majority vote she was issued a warning for the possible violation on Friday. Steward Sawyer voted for a second violation penalty. The following ruling was issued.

### **RULING LATS #149**

Jockey CHANTAL SUTHERLAND who rode WHO CARES in the fifth race at Santa Anita Park on May 4, 2017 is fined ONE HUNDRED DOLLARS (\$100.00)\* for violation of California Horse Racing Board rule 1688(b)(6) (Use of Riding Crop – more than three times in succession without giving the horse a chance to respond – first offense in last 60 days).

5/6/17<sup>2</sup>

### **VOIDED CLAIM**

After an examination of #10 Strong Values in the 11th race by Official Veterinarian Tim Grande, the horse was placed on the Veterinarian's List due to unsoundness. The claim was voided and the horse was returned to the stable of Vann Belvoir.

5/6/17<sup>3</sup>

### **DECLARATIONS, CHANGES AND REFUNDS**

1st race	No Changes; Refund \$974.68
2nd race	#1 AOTEAROA (Tr. P. D'Amato) Steward-off turf Refund \$2,790.94
3rd race	No Changes; Refund \$0
4th race	No Changes; Refund \$10.00
5th race	#5 TIBURTINA (IRE) (Tr. P. Gallagher) D. Flores replaced C. Nakatani (injured) Refund \$877.95
6th race	#4 BOLTED HEART (Tr. M. Calvario) Veterinarian-unsound-Dr. Stead Refund \$1,342.16
7th race	#4 SWIRLING (Tr. J. Sadler) Steward-off turf #6 TEN COUNT Out (Tr. S. Miyadi) Steward-off turf #7 RED LIVY (IRE) (Tr. P. D'Amato) Steward-off turf #9 CHO HAS ZIP (Tr. M. Ruis) Steward-off turf. Refund \$11,302.03
8th race	#1 STEALTH DRONE (Tr. J. Hollendorfer) T. Pereira replaced C. Nakatani (injured) #5 MERIROSVO (Tr. P. Gallagher) Veterinarian-injured-Dr. Stead #6 REVENUE VIRGINIUS (Tr. R. Ellis) claimed by Tr. J. Hollendorfer Refund \$493.56
9th race	No Changes; Refund \$506.76
10th race	No Changes; Refund \$685.11
11th race	#1 WHERE'S BUBBA (Tr. B. Sharp) Veterinarian-injured-Dr. Stead #3 DR. CRABBY (D. Hofmans) Steward-track condition #10 STRONG VALUES (Tr. V. Belvoir) claimed by Tr. J. Periban <b>VOID</b> Refund \$7,425.34

5/6/17<sup>4</sup>

### **DAILY ATTENDANCE & HANDLE**

On track	23,795	\$3,277,516.60
SCOTWinc	22,601	\$6,919,238.30
Out of state + ADW	N/A	\$8,170,441.57
Total	46,396	\$18,367,196.47

**SUNDAY**  
**5/7/17<sup>1</sup>**

**OROZCO RULING**

The following ruling was issued after Mr. Orozco notified the Stewards that he could not ride at Santa Anita in the last (11th) race due to riding engagements across town at Los Alamitos. His agent Gerardo Gavica failed to remove him from his mount at scratch time.

**RULING LATS #150**

Apprentice Jockey EDGAR OROZCO who was scheduled to ride #8 DIZZY DANCER in the eleventh race on May 6, 2017 at Santa Anita Park is fined TWO HUNDRED DOLLARS (\$200.00)\* for violation of California Horse Racing Board rule #1872 (Failure to Fulfill Jockey Agreement).

**5/7/17<sup>2</sup>**

**JOCKEY FILM REVIEW**

CHANTAL SUTHERLAND met with the Stewards to review the use of her crop in the fourth race yesterday in which she violated the crop rule. Steward Sawyer believed she had two violations in this race but the majority voted for the following ruling.

**RULING LATS #151**

Jockey CHANTAL SUTHERLAND who rode RALLY BACK in the fourth race at Santa Anita Park on May 6, 2017 is fined TWO HUNDRED DOLLARS (\$200.00)\* for violation of California Horse Racing Board rule 1688(b)(6) (Use of Riding Crop – more than three times in succession without giving the horse a chance to respond – second offense in last 60 days; last offense May 4, 2017).

FELIPE MARTINEZ also joined the Stewards to discuss his use of the crop in the 11th race yesterday. After a review all agreed he violated the rule and the following ruling was issued.

**RULING LATS #152**

Jockey FELIPE MARTINEZ who rode SIVALI in the eleventh race at Santa Anita Park on May 6, 2017 is fined ONE HUNDRED DOLLARS (\$100.00)\* for violation of California Horse Racing Board rule 1688(b)(6) (Use of Riding Crop – more than three times in succession without giving the horse a chance to respond – first offense in last 60 days).

JUAN OCHOA in the 11th race yesterday was found to be in violation of the crop rule. His usage was extreme enough to implement the following penalty in the ruling issued below.

**RULING LATS #153**

Jockey JUAN OCHOA is fined FIVE HUNDRED DOLLARS (\$500.00)\* for blatant violation of California Horse Racing Board rule 1688 (b)(6) (Use of Riding Crop – more than three times in succession without giving the horse a chance to respond – multiple violations in one race), during the eleventh race at Santa Anita Park on May 6, 2017.

KYLE FREY who rode the 3rd race (6 1/2) yesterday joined the Stewards to discuss his ride in the back stretch. His actions were not penalty worthy, but he was cautioned to do better in the future.

ISRAEL OCAMPO, in the stretch run of the 10th race yesterday was involved in a horse having to check. After a review it was decided that the horse that was bothered and one other also had culpability in the incident, warning.

**5/7/17<sup>3</sup>**

**YU RULING**

The following ruling was issued after Mr. Yu failed to appear for the scheduled hearing.

**RULING LATS #154**

Owner SIMON YU (DBA BLUEGATE CORPORATION) having failed to respond to a complaint alleging violation of California Horse Racing Board rule #1876 (Financial Responsibility – K C Horse Transportation - \$1,136.96) is suspended for violation of California Horse Racing Board rule #1547 (Failure to Appear).

During the term of suspension, all licenses and license privileges of SIMON YU are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend and Fine). SIMON YU is denied access to all premises in this jurisdiction.

**5/7/17<sup>4</sup>**

**ARROYO RULING**

The following ruling was issued when once again Mr. Arroyo failed to meet with the BOS to review the seventh race on Saturday.

**RULING #155**

Jockey NORBERTO ARROYO, JR. is fined TWO HUNDRED DOLLARS (\$200.00)\* for violation of California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers – failure to attend film review on May 7, 2017).

5/7/17<sup>5</sup>**GOMEZ HEARING CASE 17SA0090**

The CHRB filed a complaint against groom Manuel Rangel Gomez for possible violation of CHRB rules 1874 (Disorderly Conduct), 1489(a)(7)(Grounds for Denial or Refusal of License) and 1900 (Grounds for Suspension or Revocation). The accusation against Mr. Gomez was sexual battery involving a hot walker at Santa Anita.

Present before the BOS were Investigator Jim Hamilton, respondent Manuel Gomes, Security Officers, Paul Nalbandian and Byron Carter, the victim and her mother. Arcadia Police responded after the victim reported the incident to Santa Anita Security approximately two weeks after it occurred.

All percipients present testified, Investigator Hamilton will check on the status of the case with Arcadia police and report back to the Stewards. Decision to follow.

5/7/17<sup>6</sup>**DECLARATIONS, CHANGES AND REFUNDS**

1st race	#3 DOG GONE LENNY (Tr. D. O'Neill) Steward-off turf #4 CASCADE ROCK (IRE) (Tr. N. Drysdale) Steward-off turf #6 GENERAL KITTEN (Tr. S. Hansen) Steward-off turf #8 COMBAT ZONE (Tr. J. Sadler) Steward-off turf Refund \$2,177.93; Minus Pool \$5,414.95
2nd race	#1 SHE'SLUCKYTHATWAY (Tr. S. Miyadi) claimed by Tr. E. Freeman #3 IRISH DAME (Tr. V. Belvoir) claimed by Tr. D. O'Neill #5 JUST BE HELD (Tr. S. Miyadi) claimed by Tr. E. Truman. Refund \$0.
3rd race	No Changes; Refund \$72.00
4th race	No Changes; Refund \$1,177.92
5th race	#3 BELLAMENTARY (Tr. P. D'Amato) Steward-stake #4 FAITHFULLY (Tr. B. Baffert) Steward-stake. Refund \$3,488.65; Minus Pool \$85,057.41
6th race	NO SHOW WAGERING #1 SABURAI (Tr. V. Cerin) Steward-off turf #4 DREAMY GAL (IRE) (Tr. B. Baffert) Steward-off turf #6 MISTRESSOFTHENIGHT (Tr. R. Baltus) Steward-off turf #7 PELLUCID (GB) (Tr. P. Aguirre) Steward-off turf #8 GRAND PRIX (Tr. G. Mandella) Steward-off turf. Refund \$13,226.85
7th race	#4 GENTRIFIED (Tr. V. Cerin) Steward-track condition. Refund \$7,718.92.
8th race	#1 PLASTERED (Tr. J. Hollendorfer) Veterinarian-sick-Dr. Grande #8 SWEET DRAGON FLY (GB) (Tr. S. Callaghan) Steward-turf condition Refund \$7,446.27
9th race	#3 NO PROBLEM (Tr. R.B. Hess) Veterinarian-injured-Dr. Stead #6 LAST ONE STANDING (Tr. C. Treece) claimed by Tr. Ari Herbertson #8 WHERE Y'AT JOE JOE (Tr. M. Glatt) Steward-track condition Refund \$23,048.54

5/7/17<sup>7</sup>**DAILY ATTENDANCE & HANDLE**

On track	7,455	\$1,194,170.40
SCOTWinc	5,535	\$1,858,526.30
Out of state + ADW	N/A	\$6,061,569.78
Total	12,990	\$9,114,266.48

**VETERINARIAN REPORT - Week of: 5/1/17 – 5/7/17**

Horses on Vet List	18	Horses off Vet List	14
Shock Wave Therapy	29	Fatalities	2

**ATTENDANCE REPORT** – The full Board of Stewards was in session each day during this reporting period for both morning business and the afternoon racing program.

**SUMMARY**

	Thurs 5/4/17	Fri 5/5/17	Sat 5/6/17	Sun 5/7/17	Week	Meet
Accidents	0	0	0	0	0	13
Cal-Bred Races	2	2	1	0	5	52
Claims	2	4	3	4	13	250
Disqualifications	0	0	0	0	0	16
Inquiries	0	0	0	0	0	36
Refunds	8	8	10	8	34	484
Rulings	2	5	1	6	14	155
Voided Claims	1	0	1	0	2	42

Respectfully submitted,

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Kim Sawyer, Steward

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Grant W. Baker, Steward

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C. Scott Chaney, Steward

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Luis Jauregui, Safety Steward